

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

ERMELINDA ROBLES,
Plaintiff

VS.

JO ANNE B. BARNHART,
Commissioner of Social Security,
Defendant

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NO. 2:06-cv-488-TON

ORDER

AND NOW, this 28th day of November, 2006, it is hereby

ORDERED, as follows:

1. The Report and Recommendation of Chief United States Magistrate Judge Charles B. Smith dated October 31, 2006, is APPROVED and ADOPTED;
2. The Plaintiff's Request for Review is GRANTED;
3. The final decision of the Commissioner denying plaintiff's claim for disability insurance benefits under Title II of the Social Security Act is REVERSED; and
4. The matter is REMANDED to the Commissioner for a calculation of benefits.

It is so ORDERED.

BY THE COURT:

s/Thomas N. O'Neill, Jr. _____
THOMAS N. O'NEILL, JR. J.